

1 **BEFORE THE ARIZONA MEDICAL BOARD**

2
3 In the Matter of

4 **Colin N. Cavenaile, M.D.**

5 Holder of License No. 31936
6 For the Practice of Allopathic Medicine in the
7 State of Arizona.

CASE No: MD-14-0936A

**REQUEST FOR LICENSE
INACTIVATION WITH CAUSE AND
ORDER INACTIVATING LICENSE
WITH CAUSE**

8 1. I, Colin N. Cavenaile, M.D., am the holder of License No. 31936 for the
9 practice allopathic medicine in the State of Arizona.

10 2. I hereby request that, effective at 12:00 p.m. on the date of the following
11 Order, the Arizona Medical Board ("Board") inactivate with cause my license to practice
12 allopathic medicine. A.R.S. §32-1452(F). I participated in the Board's Monitored
13 Aftercare Program from 2008-2013. I have now relapsed.

14 3. I will not practice medicine in Arizona or any other state, territory or district
15 of the United States or a foreign country while my Arizona license is inactive. I may not
16 hold or maintain a controlled substance certificate with the Drug Enforcement
17 Administration or write or refill prescriptions as long as my license is inactive. If I practice
18 medicine while my license is inactive I will be practicing medicine without a license and/or
19 without being exempt from licensure, which amongst other things, is a felony.

20 4. I shall not request reactivation of my license to practice medicine in
21 Arizona until I comply with all requests of the Board, which may include, but are not
22 limited to, long-term residential or inpatient treatment, psychiatric and psychometric
23 evaluations, physical examination and testing, and written and/or oral competency
24 examinations. The Board will not reactivate my license until I present evidence
25

1 satisfactory to the Board, in its sole discretion, that I am medically competent and mentally
2 and physically able to safely practice medicine in the State of Arizona.

3 
4 Colin N. Cavenaile, M.D.

DATED: 7-24-14

5 **FINDINGS OF FACT**

6 1. The Board is the duly constituted authority for the regulation and control of
7 the practice of allopathic medicine in the State of Arizona.

8 2. Colin N. Cavenaile, M.D. ("Respondent") is the holder of License No.
9 31936 for the practice of allopathic medicine in the State of Arizona.

10 3. The Board initiated case number MD-14-0936A after receiving information
11 that Respondent appeared impaired while at work.

12 4. In July 2008, Respondent entered into a Stipulated Rehabilitation
13 Agreement ("SRA") with the Board. The SRA was terminated in July 2013.

14 5. On July 1, 2014, Respondent notified the Board, via email, that he recently
15 enrolled in a rehabilitation program for drug/alcohol dependency at the request of his
16 employer.

17 6. On July 2, 2014, the Board received information from a hospital that
18 indicated Respondent appeared to be intoxicated during a surgery and that he was asked
19 to go for an evaluation. Respondent initially refused to go for an evaluation and as a result
20 the hospital suspended his privileges. The suspension was lifted after Respondent
21 enrolled in a rehabilitation program.

22 7. Based upon the aforementioned, on July 16, 2014, Respondent and the
23 Board entered into an Interim Consent Agreement ("ICA"). Pursuant to the ICA,
24 Respondent is prohibited from engaging in the practice of medicine in the State of Arizona
25 as set forth in A.R.S. § 32-1401(22) and was required to request the inactivation of his

1 medical license. On July 15, 2014, Respondent requested that the Board place his
2 medical license on inactive with cause status.

3 8. Pursuant to A.R.S. § 32-1452(F), a physician who is impaired by alcohol or
4 drug abuse and who was under a board stipulation that is no longer in effect shall request
5 the board to place his license on inactive status with cause. If the doctor fails to do this,
6 the board shall summarily suspend his license.

7 **CONCLUSION OF LAW**

8 1. The Board possesses jurisdiction over the subject matter hereof and over
9 Licensee.

10 2. The conduct and circumstances described above constitute unprofessional
11 conduct pursuant to A.R.S. §32-1401(27)(f) ("[h]abitual intemperance in the use of alcohol
12 or habitual substance abuse.").

13 **ORDER**

14 IT IS HEREBY ORDERED THAT:

15 1. License number 31936 held by Colin N. Cavenaile, M.D. is Inactivated with
16 Cause.

17 2. Before Respondent can request that his license be reactivated, he shall
18 successfully complete a long-term care residential or inpatient hospital treatment program
19 or both and shall meet the applicable requirements of A.R.S. §32-1431(d).

20 3. Once Respondent has completed treatment, the Board shall determine if it
21 should refer the matter for a formal hearing for the purpose of suspending or revoking the
22 license or to place Respondent on probation subject to appropriate restrictions necessary
23 to ensure public safety.

24 DATED this 8th day of August, 2014.

25 ARIZONA MEDICAL BOARD

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By: C Lloyd Vest, II
C. Lloyd Vest, II
Executive Director

EXECUTED COPY of the foregoing mailed
this 8th day of August, 2014 to:

Colin N. Cavenaile, M.D.
Address of Record

ORIGINAL of the foregoing filed this
8th day of August, 2014 with:

Arizona Medical Board
9545 East Doubletree Ranch Road
Scottsdale, AZ 85258

Mary Bobbey
Board Staff